

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA,	:	CRIMINAL ACTION
	:	NO. 08-705
	:	
v.	:	CIVIL ACTION
	:	NO. 19-4069
	:	
FRANCISCO FABIAN,	:	

**ORDER**

**AND NOW**, this 3<sup>rd</sup> day of August, 2022, upon consideration of Defendant's *Pro Se* Motion to Vacate, Set Aside or Correct Sentence pursuant to 28 U.S.C. § 2255, and the Government's response thereto, it is hereby **ORDERED** as follows:

1. Defendant's Motion (Docket No. 129) is **DENIED**; and
2. A certificate of appealability shall not issue.

**BY THE COURT:**

/s/ Jeffrey L. Schmehl  
Jeffrey L. Schmehl, J.